HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

TAKEN UP WRIT PETITION No.27094 OF 2006

Between:

G.V. Krishna Murthy

…Petitioner

AND

The Member Secretary, A.P Pollution Control Board,
A3 Industrial Estate, Sanathnagar, Hyderabad – 500018
and two others

...Respondents

: O R D E R :

Counsel for respondent No.1 : Shri S.V. Bhatt

6th March, 2007

Per G.S.SINGHVI, CJ

Letter dated 7-12-2006 sent by Shri G.V. Krishna Murthy, Vice-President, Hemanagar Residents Welfare Association, Hemanagar, with the complaint that industries operating in Hemanagar and other adjacent colonies of Boduppal Gram Panchayat, Ranga Reddy District are causing pollution and the Andhra Pradesh Pollution Control Board (for short, 'the Board') has not taken steps to check and control pollution despite repeated representations, was treated as a writ petition in public interest.

In response to notice issued by the Court on 29-12-2006 and subsequent order passed on 14-2-2007, Shri S.V. Bhatt, learned counsel for the Board has filed status report on monitoring of pollution caused by the industries operating in the industrial areas adjacent to Hemanagar and other colonies. The same is taken on record.

A perusal of the report produced by Sri S.V. Bhatt shows that there are two industrial areas near Hemanagar and other adjacent colonies. The same are known as IDA, Nacharam and IDA, Mallapur. The report further shows that out of 150 industries operating in the two industrial areas, six have been voluntarily closed by their management. Of the remaining 144 industries, 60 are operating on the basis of valid consent granted by the Board. 22 of these industrial units are in Nacharam industrial area and 38 are in Mallapur industrial area. The report further discloses that the Board has taken action against the defaulting industrial units and passed closure orders in respect of 21 industrial units and stop production orders qua 34 industrial units and directions under Section 33A of Water (Prevention and Control of Pollution) Act, 1974 as amended

in 1988 and Section 31A of Air (Prevention and Control of Pollution) Act, 1981 as amended in 1987 have been issued to 28 remaining industrial units.

In response to the Court's query, Shri Bhatt gave out that two of the industrial units have availed remedy of appeal against the stop production order.

In view of the above, we do not consider it necessary to pass any further order in this petition and close the proceedings of the case with liberty to the petitioner to bring to the notice of the Court that despite closure order or stop production order passed by the Board, any particular industrial unit is being operated or production is being carried on.

G.S. SINGHVI, C.J.

C.V. NAGARJUNA REDDY, J.

6th March, 2007
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Note:

1. Registrar (Judicial) is directed to send a copy of this order to the petitioner.
2. The Court Officer is directed to give an attested copy of this order to Shri S.V. Bhatt.

B/O